

EXHIBIT A

EXHIBIT A

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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**

8 MICHAEL F. FOY, IV, a single or
9 married person,

10 Plaintiff,

11 vs.

12 JENNIFER VINSON, a single or
13 married person, and JANE DOES I-X,
14 WHITE PARTNERSHIPS I-X, AND
15 BLACK CORPORATIONS I-X, AND
16 MUNICIPAL ENTITY I-X,

17 Defendants.

No.:

(Removed From Maricopa County Superior
Court Case No. CV2021-016818)

**DECLARATION OF STACEY F.
GOTTLIEB IN SUPPORT OF
NOTICE OF REMOVAL OF CIVIL CASE**

18 I, Stacey F. Gottlieb, upon my oath depose and state:

19 1. I am an attorney with the Berke Law Firm, PLLC and represent Defendant
20 Jennifer Vinson in Maricopa County Superior Court Case No. CV2021-016818 the ("State
21 Court Action").

22 2. I provide this declaration in support of Defendant Jennifer Vinson's Notice of
23 Removal pursuant to 28 U.S.C. §§ 1332, 1441 and 1446 and LRCiv 3.6(b).

24 3. True and correct copies of all available pleadings and other documents
25 previously filed in the State Court Action, as well as a copy of the docket printed on December
26 7, 2021, are appended to this Declaration as **Exhibits 1 through 7**, and consist of the
27 following:
28

| Exhibit | Filings in Maricopa County Superior Court Case No. CV2021-016818 | Date Filed |
|---------|---|------------|
| 1 | Plaintiff's Complaint and Summons | 10/28/2021 |
| 2 | Plaintiff's Certificate re Compulsory Arbitration | 10/28/2021 |
| 3 | Defendant's Unopposed Motion to Extend Time to Respond to Complaint | 11/28/2021 |
| 4 | Civil Cover Sheet | 10/28/2021 |
| 5 | Declaration of Service of Process on 11/7/2021 | 11/10/2021 |
| 6 | Order Extending Time to Respond to Complaint | 12/3/2021 |
| 7 | Copy of the Maricopa County Superior Court Docket Printed 12/7/2021 | n/a |

I declare under penalty of perjury under the laws of Arizona and the United States of America that the foregoing is true and correct.

Dated this 7th day of December, 2021.

By: /s/ Stacey F. Gottlieb

Stacey F. Gottlieb

BERKE LAW FIRM

1601 N. 7th Street, Suite 360

Phoenix, AZ 85006

Attorneys for Defendant Jennifer Vinson

EXHIBIT 1

EXHIBIT 1

Clerk of the Superior Court
*** Electronically Filed ***
C. Cuellar, Deputy
10/28/2021 11:05:48 AM
Filing ID 13545975

The Law Office of Joel L. Brand
11001 N. 99th Avenue, Suite 110
Peoria, Arizona 85345
602-712-0911

1 Joel L. Brand, Esq. SBN: 020114
2 **THE LAW OFFICE OF JOEL L. BRAND**
3 11001 N. 99th Avenue, Suite # 110
4 Peoria, Arizona 85345
5 jbrandlaw@aol.com
6 Telephone: (602) 712-0911
7 **Attorney for Plaintiff**

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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

In the Civil Matter of:

MICHAEL F. FOY, IV, a single or
married person.

Plaintiff,

Vs.

JENNIFER VINSON, a single or
married person, and JANE DOES I-X,
WHITE PARTNERSHIPS I-X, AND
BLACK CORPORATIONS I-X, AND
MUNICIPAL ENTITY I-X.

Defendants.

Case No.: CV2021-016818

COMPLAINT IN TORT

(Jury Trial Requested)

Assigned to The Honorable

NOW COMES, MICHAEL F. FOY, IV (Plaintiff) a single person, and for his,
COMPLAINT IN TORT (Complaint) against JENNIFER VINSON (Defendant);
wherein, he alleges as follows:

JURISDICTIONAL ALLEGATIONS

The Law Office of Joel L. Brand
11001 N. 99th Avenue, Suite 110
Peoria, Arizona 85345
602-712-0911

1. At all times, pertinent to this cause of action, Plaintiff has resided in Maricopa County, State of Arizona.

2. Defendant, a single person, at all times herein mentioned was and is a resident of Maricopa County, State of Arizona, when all of the acts and omissions stated proceedingly in this Complaint occurred.

3. The acts and omissions upon which Plaintiff's Complaint is based all occurred in Maricopa County, Arizona. Venue is proper in this Court. This Court has jurisdiction over the Parties and the subject matter of this Complaint. The jurisdictional amount established for filing this action in this Court has been satisfied.

4. John and Jane Does I-X, White Partnerships I-X, and Black Corporations I-X, and Municipal Entity I-X are persons, partnerships, corporations, unincorporated associations, body politics, and public agencies subject to suit in common names whose full names are unknown to Plaintiff; therefore, designated by fictitious names pursuant to, The Arizona Rule of Civil Procedure 10(f).

FACTUAL ALLEGATIONS AND CLAIM

5. Plaintiff avers that Defendant on an unknown date created a website that has the URL <https://metoophoenix.org/> to which various defamatory statements were made against him and as of this filing that said website that contains said defamatory statement is still operational. In particular Defendant made statements of him committing a criminal act; thus, Defendant's statement is defamation *per se*.

6. In particular Plaintiff avers that Defendant has made statements of him committing a criminal act; thus, Defendant's statement is defamation *per se*. Plaintiff avers that as

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602-712-0911

1 such statements said type of statements fall within the category of defamation *per se*, as
2 such damages, by law, are presumed.

3
4 7.) Therefore, Plaintiff avers that Defendant has defamed him from which damages
5 have occurred; hence, he seeks a judgment for same.

6
7 **WHEREFORE**, Plaintiff requests the following relief:

- 8 a.) That this Court determine if Defendant's statements were
9 defamatory;
10 b.) That Plaintiff is entitled to an award of his damages *per se*;
11 c.) For any and all further relief, as the Court deems just and proper.

12
13 **RESPECTFULLY** submitted this 28th day of October, 2021.

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17 
18 Joel L. Brand, Esq.
19 **THE LAW OFFICE OF JOEL L. BRAND**

Clerk of the Superior Court
*** Electronically Filed ***
C. Cuellar, Deputy
10/28/2021 11:05:48 AM
Filing ID 13545978

Person/Attorney Filing: Joel Lee Brand
Mailing Address: 11001 N. 99th Avenue, Suite 110
City, State, Zip Code: Peoria AZ 85345
Phone Number: 602-712-0911
E-Mail Address: jbrandlaw@aol.com
[] Representing Self, Without an Attorney
(If Attorney) State Bar Number: 020114 AZ

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF Maricopa

Michael F Foy IV
Plaintiff(s),
v.
Jennifer Vinson
Defendant(s).

Case No. CV2021-016818

SUMMONS

To: Jennifer Vinson

WARNING: THIS AN OFFICIAL DOCUMENT FROM THE COURT THAT AFFECTS YOUR RIGHTS. READ THIS SUMMONS CAREFULLY. IF YOU DO NOT UNDERSTAND IT, CONTACT AN ATTORNEY FOR LEGAL ADVICE.

1. A lawsuit has been filed against you. A copy of the lawsuit and other court papers were served on you with this Summons.
2. If you do not want a judgment taken against you without your input, you must file an Answer in writing with the Court, and you must pay the required filing fee. To file your Answer, take or send the papers to Clerk of the Superior Court, 201 W Jefferson St Phoenix AZ 85003 or electronically file your Answer through one of Arizona's approved electronic filing systems at <http://www.azcourts.gov/efilinginformation>.
Mail a copy of the Answer to the other party, the Plaintiff, at the address listed on the top of this Summons.
Note: If you do not file electronically you will not have electronic access to the documents in this case.
3. If this Summons and the other court papers were served on you within the State of Arizona, your Answer must be filed within TWENTY (20) CALENDAR DAYS from the date of service, not counting the day of service. If this Summons and the other court papers were served on you outside the State of Arizona, your Answer must be filed within THIRTY (30) CALENDAR DAYS from the date of service, not counting the day of service.

Requests for reasonable accommodation for persons with disabilities must be made to

the court by parties at least 3 working days in advance of a scheduled court proceeding.

GIVEN under my hand and the Seal of the Superior Court of the State of Arizona in
and for the County of Maricopa

SIGNED AND SEALED this Date: *October 28, 2021*

JEFF FINE
Clerk of Superior Court

By: *CECILIA CUELLAR*
Deputy Clerk



Requests for an interpreter for persons with limited English proficiency must be made to the division assigned to the case by the party needing the interpreter and/or translator or his/her counsel at least ten (10) judicial days in advance of a scheduled court proceeding.

If you would like legal advice from a lawyer, contact Lawyer Referral Service at 602-257-4434 or <https://maricopabar.org>. Sponsored by the Maricopa County Bar Association.

EXHIBIT 2

EXHIBIT 2

Clerk of the Superior Court
*** Electronically Filed ***
C. Cuellar, Deputy
10/28/2021 11:05:48 AM
Filing ID 13545976

1 Joel L. Brand, Esq. SBN: 020114
2 **THE LAW OFFICE OF JOEL L. BRAND**
3 11001 N. 99th Avenue, Suite # 110
4 Peoria, Arizona 85345
5 jbrandlaw@aol.com
6 Telephone: (602) 712-0911
7 **Attorney for Plaintiff**

8 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
9 **IN AND FOR THE COUNTY OF MARICOPA**

10 In the Civil Matter of:

11 MICHAEL F. FOY, IV, a single or
12 married person.

13 Plaintiff,

14 Vs.

15 JENNIFER VINSON, a single or
16 married person, and JANE DOES I-X,
17 WHITE PARTNERSHIPS I-X, AND
18 BLACK CORPORATIONS I-X, AND
19 MUNICIPAL ENTITY I-X.

20 Defendants.

Case No.: CV2021-016818

CERTIFICATE OF ARBITRATION

Assigned to The Honorable

21
22
23 The undersigned certifies that he knows the dollar limits and any other limitations
24 set forth by the local rules of practice for the applicable, Superior Court, and further
25 certifies that this case is **not subject** to compulsory arbitration, as provided by Rules 72
26 through 76 of, The Arizona Rules of Civil Procedure.
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. . .
. . .

The Law Office of Joel L. Brand
11001 N. 99th Avenue, Suite 110
Peoria, Arizona 85345
602-712-0911

The Law Office of Joel L. Brand
11001 N. 99th Avenue, Suite 110
Peoria, AZ 85345
602-712-0911

1
2 RESPECTFULLY SUBMITTED this 28th day of October, 2021.
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5
6 By: 

7 Joel L. Brand, Esq.

8 THE LAW OFFICE OF JOEL L. BRAND
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20 COPY of the foregoing hand-delivered
21 this 28th day of October, 2021, to:

22 Superior Court Administrator
23 101 W. Jefferson
24 3rd Floor Lobby
25 Phoenix, AZ 85003
26
27
28

By: 

Carriena J. Schulder

EXHIBIT 3

EXHIBIT 3

Clerk of the Superior Court
 *** Electronically Filed ***
 M. Bouise, Deputy
 11/28/2021 1:55:26 PM
 Filing ID 13652403

1 Stacy F. Gottlieb (AZ015084)
 2 **BERKE LAW FIRM, PLLC**
 3 1601 N. 7th Street, Suite 360
 4 Phoenix, AZ 85006
 5 Phone: (602) 254-8800
 6 Fax: (602) 254-8808
 7 stacey@berkelawfirm.com
 8 *Attorneys for Defendant Jennifer Vinson*

9 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
 10 **IN AND FOR THE COUNTY OF MARICOPA**

11 **MICHAEL F. FOY, IV, a single or married**
 12 **person,**

13 **Plaintiff,**

14 **vs.**

15 **JENNIFER VINSON, a single or married**
 16 **person, and JANE DOES I-X, WHITE**
 17 **PARTNERSHIPS I-X, AND BLACK**
 18 **CORPORATIONS I-X, AND MUNICIPAL**
 19 **ENTITY I-X,**

20 **Defendants.**

Case No. CV2021-016818

**UNOPPOSED MOTION TO EXTEND
 TIME TO RESPOND TO COMPLAINT
 (First Request)**

(Assigned to the Honorable Randall Warner)

21 Defendant, Jennifer Vinson, through undersigned counsel specially appearing,
 22 respectfully requests an extension of time to respond to the Complaint in this matter from
 23 November 29, 2021¹ to December 16, 2021 to accommodate undersigned counsel's schedule
 24 in light of other deadlines and the intervening holidays.² Counsel for Plaintiff Michael F.
 25 Foy, IV has stipulated and agreed to this request as reflected in Exhibit 1, but because of the
 26 holidays he was unavailable to sign a stipulation. Accordingly, Ms. Vinson respectfully
 27 requests that the Court enter the proposed Order submitted with this Motion.

28 ¹ Plaintiff served the Complaint upon Ms. Vinson's tenant on November 7, 2021 at a
 location that is not Ms. Vinson's residence. Because November 27, 2021 is a Saturday, the
 deadline for the response is November 29, 2021. See Rule 6(a)(3), Ariz. R. Civ. P.

² By entering this special appearance, counsel for Defendant preserves any and all
 jurisdictional defenses to be addressed in an appropriate responsive pleading.

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4 DATED this 28th day of November, 2021.

5 BERKE LAW FIRM, PLLC

6
7 By /s/ Stacey F. Gottlieb
8 Stacey F. Gottlieb
9 *Attorneys for Defendant*

10 The foregoing document was e-filed
11 with the Clerk of Court this 28th day
12 of November, 2021, and a copy e-served via
13 AZTurboCourt e-service to:

14 Joel L. Brand
15 THE LAW OFFICE OF JOEL L. BRAND
16 11001 N. 99th Avenue, Suite #110
17 Peoria, Arizona 85345
18 jlbrandlaw@aol.com
19 *Attorneys for Plaintiff*

20 By /s/ Stacey F. Gottlieb
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EXHIBIT 4

EXHIBIT 4

Clerk of the Superior Court
*** Electronically Filed ***
C. Cuellar, Deputy
10/28/2021 11:05:48 AM
Filing ID 13545977

**In the Superior Court of the State of Arizona
In and For the County of Maricopa**

Plaintiff's Attorney: Joel Lee Brand
Bar Number: 020114 AZ
Email address: jbrandlaw@aol.com

CV2021-016818

Plaintiffs
Michael F Foy IV

Defendants
Jennifer Vinson

Discovery Tier Level: Tier 2
Amount claimed: \$200,000.00

Case Category: Tort Non-Motor Vehicle
Case Subcategory: Slander/Libel/Defamation

Emergency Type:
Commercial Court: No
Is an Interpreter Needed: No If Yes Specify Language:

EXHIBIT 5

EXHIBIT 5

CLERK OF THE
SUPERIOR COURT
FILED
P. KAVANAGH, DEP

2021 NOV 10 PM 2:33

ORIGINAL

EXPEDITED PROCESS SERVICE, LLC.
(SCOTTSDALE MAIN OFFICE: 602-292-2004)

SUPERIOR COURT

STATE OF ARIZONA, COUNTY OF MARICOPA

IN THE CIVIL MATTER OF:

MICHAEL F. FOY, IV, a single or married

person,

Plaintiff,

vs.

Cause No: **CV 2021-016818**

DECLARATION OF

SERVICE OF

PROCESS BY A REGISTERED

COURT OFFICER

JENNIFER VINSON, a single or

Married person, and JANE DOES I-X,

WHITE PARTNERSHIPS I-X, AND BLACK

CORPORATIONS I-X, AND MUNICIPAL ENTITY I-X.

Defendants.

State of Arizona

) ss.

County of Maricopa

Janet R. Tefft, being first duly sworn, deposes and states that she is fully qualified to serve process in this cause, having been so appointed by the court.

That she received from THE LAW OFFICE OF JOEL L. BRAND, ESQ. #020114, on October 28, 2021 the instruments and documents described below:

SUMMONS / COMPLAINT IN TORT /(Jury Trial Requested) / CERTIFICATE OF ARBITRATION

That true copies of these documents were personally SERVED as below:

UPON: JENNIFER VINSON, A SINGLE WOMEN, BY SERVICE UPON: ISMAEL. (LAST NAME IS UNKNOWN, AND CO-RESIDENT WITH JENNIFER VINSON).

Description: M/MID-EASTERN/ 5'10"/190lbs./Black hair/40yrs.old/

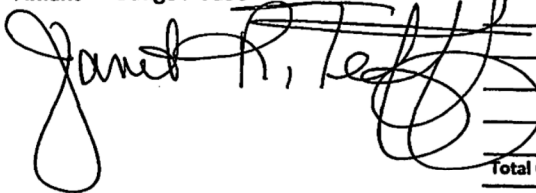
DATE AND TIME OF SERVICE: NOVEMBER 7, 2021 @ 3:57 P.M.

SERVICE WAS EFFECTED AT: 2214 S. KACHINA DRIVE, TEMPE, AZ 85282

I declare under penalty of perjury under the laws of the State of Arizona that the foregoing is true and correct to the best of my knowledge.

Executed this 8 day of November, 2021 at Scottsdale, Arizona.

Affiant Badge # 5196



| | |
|---------------------------|---------|
| Service Fees: | \$65.00 |
| | |
| | |
| | |
| Total Charge for Service: | \$65.00 |

EXHIBIT 6

EXHIBIT 6

Granted as Submitted

See eSignature page

Clerk of the Superior Court
 *** Electronically Filed ***
 A. Meza, Deputy
 12/3/2021 8:00:00 AM
 Filing ID 13671105

1 Stacy F. Gottlieb (AZ015084)
 2 **BERKE LAW FIRM, PLLC**
 3 1601 N. 7th Street, Suite 360
 4 Phoenix, AZ 85006
 5 Phone: (602) 254-8800
 6 Fax: (602) 254-8808
 7 stacey@berkelawfirm.com
 8 *Attorneys for Defendant Jennifer Vinson*

9 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
 10 **IN AND FOR THE COUNTY OF MARICOPA**

11 MICHAEL F. FOY, IV, a single or married
 12 person,

13 Plaintiff,

14 vs.

15 JENNIFER VINSON, a single or married
 16 person, and JANE DOES I-X, WHITE
 17 PARTNERSHIPS I-X, AND BLACK
 18 CORPORATIONS I-X, AND MUNICIPAL
 19 ENTITY I-X,

20 Defendants.

Case No. CV2021-016818

[PROPOSED]

**ORDER EXTENDING TIME TO
 RESPOND TO COMPLAINT**

21 The Court has reviewed the Defendant's Unopposed Motion to Extend Time to
 22 Respond to Complaint (First Request) and good cause appearing therefor,

23 IT IS HEREBY ORDERED extending the time for Defendant to answer or otherwise
 24 respond to the Complaint to and including December 16, 2021.

25 DATED this ____ day of November, 2021.

26 By

27 The Honorable Randall Warner
 28 Maricopa County Superior Court Judge

eSignature Page 1 of 1

Filing ID: 13671105 Case Number: CV2021-016818
Original Filing ID: 13652403

Granted as Submitted



/S/ Randall Warner Date: 12/2/2021
Judicial Officer of Superior Court

ENDORSEMENT PAGE

CASE NUMBER: CV2021-016818

SIGNATURE DATE: 12/2/2021

E-FILING ID #: 13671105

FILED DATE: 12/3/2021 8:00:00 AM

JOEL L BRAND

STACEY F GOTTLIEB

EXHIBIT 7

EXHIBIT 7

12/7/21, 12:11 PM

Civil Court Case Information - Case History

Select Language ▼

Powered by Google Translate

Civil Court Case Information – Case History

Case Information

| | | | |
|--------------|---------------|-----------|-----------------|
| Case Number: | CV2021-016818 | Judge: | Warner, Randall |
| File Date: | 10/28/2021 | Location: | Downtown |
| Case Type: | Civil | | |

Party Information

| Party Name | Relationship | Sex | Attorney |
|-----------------|--------------|--------|-----------------|
| Michael F Foy | Plaintiff | Male | Joel Brand |
| Jennifer Vinson | Defendant | Female | STACEY GOTTLIEB |

Case Documents

| Filing Date | Description | Docket Date | Filing Party |
|-------------|--|-------------|--------------|
| 12/3/2021 | ORD - Order | 12/3/2021 | |
| | NOTE: ORDER EXTENDING TIME TO RESPOND TO COMPLAINT | | |
| 11/28/2021 | MOT - Motion | 12/1/2021 | |
| | NOTE: UNOPPOSED MOTION TO EXTEND TIME TO RESPOND TO COMPLAINT | | |
| 11/10/2021 | AFS - Affidavit Of Service | 11/12/2021 | |
| | NOTE: JENNIFER VINSON | | |
| 10/28/2021 | COM - Complaint | 10/28/2021 | |
| | NOTE: Complaint in Tort | | |
| 10/28/2021 | CCN - Cert Arbitration - Not Subject | 10/28/2021 | |
| | NOTE: Certificate of Arbitration | | |
| 10/28/2021 | CSH - Coversheet | 10/28/2021 | |
| | NOTE: Civil Cover Sheet System Generated | | |
| 10/28/2021 | SUM - Summons | 10/28/2021 | |
| | NOTE: Summons Jennifer Vinson System Generated | | |

Case Calendar

There are no calendar events on file

Judgments

There are no judgments on file

EXHIBIT B

EXHIBIT B

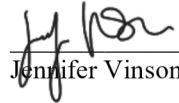
**DECLARATION OF JENNIFER VINSON
IN SUPPORT OF NOTICE OF REMOVAL**

I, JENNIFER VINSON, upon my oath, declare and state as follows:

1. I am over 18 years of age and competent to make this declaration.
2. I am currently a resident of Seattle, Washington.
3. In March 2021, I moved to Seattle for work. I have been a resident of Seattle since that time.
4. I have no current plans to move back to Arizona.

I declare under penalty of perjury under the laws of the United States of America and the State of Washington that the foregoing is true and correct.

Dated this 7th day of December, 2021.


Jennifer Vinson